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Counsel for Defendant CONTRERAS-TOLENTO

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,

v.

ARMANDO CONTRERAS-  
TOLENTO,

Defendant.

No. CR 07-0724 DLJ

STIPULATION AND  
ORDER CONTINUING CHANGE OF  
PLEA DATE AND EXCLUSION OF  
TIME

IT IS HEREBY STIPULATED, by and between the parties to this action, that the status date or change of plea date in this case, currently scheduled for Friday, March 21, 2008, before Honorable D. Lowell Jensen, may be continued to Friday, April 4, 2008, at 9:00 a.m. for change of plea. The reason for the continuance is that defense counsel needs additional time to complete its investigation and meet with Mr. Contreras-Tolento prior to the change of plea. Should the Court continue the court date to April 4, 2008, it should provide enough time for counsel to complete its investigation and be prepared to resolve the case. The parties stipulate that the time from March 21, 2008, to

1 April 4, 2008, should be excluded in accordance with the provisions of the Speedy Trial Act, 18  
2 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for continuity of counsel and adequate preparation of counsel.

3 DATED: March 19, 2008

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JOYCE LEAVITT /S/  
Assistant Federal Public Defender

5  
6 DATED: March 19, 2008

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DANIEL KALEBA /S/  
Assistant United States Attorney

8 I hereby attest that I have on file all holograph signatures for any signatures indicated by  
9 a "conformed" signature (/S/) within this e-filed document.

10  
11 **ORDER**

12 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the change of plea date in this  
13 case, currently scheduled for Friday, March 21, 2008, before Honorable D. Lowell Jensen, may be  
14 continued to Friday, April 4, 2008, at 9:00 a.m. for change of plea.

15 IT IS FURTHER ORDERED that the time from March 21, 2008, to April 4, 2008, should be  
16 excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(8)(A) and  
17 (B)(iv) for adequate preparation of counsel. The Court finds that the ends of justice served by the  
18 granting of the continuance outweigh the best interests of the public and the defendant in a speedy  
19 and public trial and the failure to grant the requested continuance would unreasonably deny counsel  
20 the reasonable time necessary for effective preparation, taking into account due diligence.

22 SO ORDERED.

23 DATED: March 20, 2008

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HONORABLE D. LOWELL JENSEN  
United States District Judge